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8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. 2013-800

11 **TIMOTHY MAYNARD BYRAM**  
12 **P.O. Box 273**  
13 **North Liberty, IA 52317**

**A C C U S A T I O N**

14 **Registered Nurse License No. 656265**

15 Respondent.

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17 Complainant alleges:  
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20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
22 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
23 Consumer Affairs.

24 2. On or about April 14, 2005, the Board of Registered Nursing issued Registered Nurse  
25 License Number 656265 to Timothy Maynard Byram (Respondent). The Registered Nurse  
26 License expired on June 30, 2008, and has not been renewed.

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1 an agency of the federal government, or another country shall be conclusive evidence of the  
2 events related therein.

3 "(b) Nothing in this section shall preclude a board from applying a specific statutory  
4 provision in the licensing act administered by that board that provides for discipline based upon a  
5 disciplinary action taken against the licensee by another state, an agency of the federal  
6 government, or another country."

7 8. Section 118, subdivision (b), of the Code provides that the  
8 suspension/expiration/surrender/cancellation of a license shall not deprive the  
9 Board/Registrar/Director of jurisdiction to proceed with a disciplinary action during the period  
10 within which the license may be renewed, restored, reissued or reinstated.

#### 11 **COST RECOVERY**

12 9. Section 125.3 of the Code provides, in pertinent part, that the Board may request the  
13 administrative law judge to direct a licentiate found to have committed a violation or violations of  
14 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
15 enforcement of the case, with failure of the licentiate to comply subjecting the license to not being  
16 renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be  
17 included in a stipulated settlement.

#### 18 **CAUSE FOR DISCIPLINE**

19 (Discipline Before the Texas Board of Nursing)

20 10. Respondent is subject to disciplinary action under section 2761 subdivision (a)(4) in  
21 that on or about November 20, 2010, discipline was imposed upon Respondent in the form of an  
22 Agreed Eligibility Order before the Texas Board of Nursing in the administrative matter entitled  
23 *In the Matter Timothy Maynard Byram, Petitioner for Eligibility for Licensure*. The Agreed  
24 Eligibility Order is incorporated herein in as though set forth in full. The circumstances are as  
25 follows:  
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11. On or about April 27, 2010, Respondent submitted an Endorsement Application requesting a determination of eligibility for licensure as a registered nurse in Texas. Petitioner disclosed the following criminal history:

a. On or about January 5, 1994, Respondent was charged with Theft and paid a fine.

b. On or about March 7, 1997, Petitioner pled guilty to and was convicted of assault in the State of Iowa, under case no. 06521 SMSM015835.

c. On or about January 12, 2007, Petitioner pled guilty to and was convicted of Domestic Abuse Assault in the 6th Judicial District of the State of Iowa under case no. 06521 AGCR076184.

d. On or about July 30, 2006, Petitioner was arrested and later pled guilty to OWI.

12. Pursuant to the Agreed Eligibility Order, Respondent was issued the applicable license to practice nursing in the State of Texas under certain terms and conditions, which include, but are not limited to an order that Petitioner not work outside the state of Texas without written permission of the Texas Board of Nursing.

## PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 656265, issued to Timothy Maynard Byram;

2. Ordering Timothy Maynard Byram to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;

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3. Taking such other and further action as deemed necessary and proper.

DATED: March 28, 2013 *Louise R. Bailey*  
LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

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